

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

Joseph E. Lawrence,
Plaintiff,

v.

Dr. Minev, *et al.*,
Defendants.

Case No. 2:22-cv-01782-APG-EJY

ORDER

I. DISCUSSION

On October 25, 2022, Plaintiff, an inmate in the custody of the Nevada Department of Corrections, submitted a Civil Rights Complaint under 42 U.S.C. § 1983. ECF No. 1-1. Plaintiff did not pay the \$402 filing fee for a civil action or apply to proceed *in forma pauperis*. See ECF No. 1.

An inmate seeking to commence a civil action may apply to proceed *in forma pauperis*, which allows the inmate to file the civil action without prepaying the \$402 filing fee. To apply for *in forma pauperis* status, the inmate must submit **all three** of the following documents to the Court:

- (1) a completed **Application to Proceed in Forma Pauperis for Inmate**, on this Court's approved form (i.e. pages 1 through 3 with the inmate's two signatures on page 3),
- (2) a **Financial Certificate** properly signed by both the inmate and a prison or jail official (i.e. page 4 of this Court's approved form), and
- (3) a copy of the **inmate's prison or jail trust fund account statement for the previous six-month period**.

28 U.S.C. § 1915(a)(2); Local Rule LSR 1-2.

II. ORDER

IT IS HEREBY ORDERED that on or before **December 16, 2022**, Plaintiff must either pay the \$402 filing fee for a civil action or file with the Court: (1) a complete **Application to Proceed in Forma Pauperis for Inmate** on the Court's approved form; (2) a **Financial**

1 **Certificate** properly signed by both the inmate and a prison or jail official; and (3) a copy of the
2 **inmate's prison or jail trust fund account statement for the previous six-month period.**

3 IT IS FURTHER ORDERED that failure to either pay the \$402 filing fee or file a complete
4 application to proceed *in forma pauperis* on or before **December 16, 2022**, will result in a
5 recommendation to dismiss this action **without prejudice**. A dismissal without prejudice allows
6 Plaintiff to file his case with the Court, under a new case number, when he is able to comply with
7 LSR 2-1 and file a complete application to proceed *in forma pauperis* or pay the required filing
8 fee.

9 IT IS FURTHER ORDERED that the Court will retain Plaintiff's Complaint (ECF No. 1-
10 1), but will not file it at this time.

11 IT IS FURTHER ORDERED that the Clerk of the Court must send Plaintiff the approved
12 form application to proceed *in forma pauperis* for inmate along with the information and
13 instructions for filing the same.

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15 Dated this 16th day of November, 2022.

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18 ELAYNA J. YOUCHAH
UNITED STATES MAGISTRATE JUDGE
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